



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kazuhiro TOMITA

ATTN: Office of Petitions

Serial No.: 09/805,103

Filed: March 14, 2001

For: DIFFERENTIAL AMPLIFIER HAVING IMPROVED
BALANCE AND LINEARITY

**PETITION TO WITHDRAW NOTICE OF INCOMPLETE
NONPROVISIONAL APPLICATION**

Commissioner for Patents
Washington, D. C. 20231

May 2, 2001

Sir:

Applicant hereby petitions that the Notice of Incomplete Nonprovisional Application mailed April 20, 2001 (a copy of which is attached), be withdrawn and that the above-identified application be accorded its filing date of March 14, 2001.

The above-identified application was found to be incomplete on the basis that the application was filed without drawings. It is submitted however, that the application was in fact filed with drawings and therefore was complete as of its filing.

Submitted herewith as Exhibit A is a stamped postcard receipt from the Patent and Trademark Office showing that the application as filed included drawings. Also attached are five (5) sheets of formal drawings which are copies of the drawings as submitted with the application as originally filed.

In view of the stamped postcard receipt showing that the drawings were in fact filed with the application, it is respectfully submitted that the application filed on March 14, 2001,

was complete when filed, and should be granted a filing date of March 14, 2001. Furthermore, it is submitted that the five (5) sheets of drawings attached hereto are copies of the drawings as filed with the application, and it is respectfully requested that they be attached to the application to replace the drawings which were apparently separated from the application in the Patent and Trademark Office after the application was filed.

In view of the fact that the separation of the drawings from the application appears to be a Patent and Trademark Office error, it is respectfully submitted that the petition fee is not required. However, in the event any fee is due with respect to this paper, it is respectfully requested that it be charged to Deposit Account No. 01-2300, referencing our docket number 108075-00048.

Respectfully submitted,

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC



Charles M. Marmelstein
Attorney for Applicant
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Atty. Docket No.: 108075-00048

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CMM:mmg

Encls.: Notice (copy); Exhibit A - Stamped Postcard Receipt of March 14, 2001 (copy)
Formal Drawings (5 sheets)

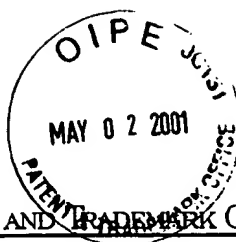


Patent ☒ Trademark ☐ Docket No. 108075-00048
Serial No. 15 Pat Appln Filed March 14, 2001
Applicant(s) Kazuhiko TOMITA Q10
Papers filed herewith on March 17, 2001
☒ Fees \$ 830.00 ☒ Assignment
☒ New Application ☒ Declaration
☐ Amendment ☒ Priority Document
☐ Notice of Appeal ☐ Req. for Ext. of Time
☐ IDS/PTO-1449 ☒ Drawings
☐ Other _____

Receipt is hereby acknowledged of the papers filed as indicated in connection with the above-identified case. Early Notification Serial #

Comm: 415

COMMISSIONER OF PATENTS



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/805,103	03/14/2001	Kazuhiro Tomita	108075-00048

CONFIRMATION NO. 2132

FORMALITIES LETTER



OC000000005992758

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC
1050 Connecticut Avenue, N.W., Suite 600
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Date Mailed: 04/20/2001

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE